IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE ELEVENTH DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION NO : 11074 of 1998

Between:

K.Ramana Reddy S/o Malakonda Reddy
R/o Mangamuru Road, Ongole,
Prakasam District.

..... PETITIONER

AND

1 Chief Engineer(PR)Panchayat Raj,Engineering Department, Swamy Ramanda Theerdha Gramina Nirman Bhavan, Erramanzil, Hyderabad.
2 Chief Engineer(W.B)Road, Panchayat Raj Department, Hyderabad.
3 Superintending Engineer R&B, Nellore.
4 Superintending Engineer, Panchayat Raj, Guntur.
5 Superintending Engineer, Panchayat Raj, Ongole.
6 Superintending Engineer, R & B, Guntur.
7 Superintending Engineer, Irrigation, Guntur.
8 Superintending Engineer, R.W.S.(P.R.), Ongole.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ, Order or Direction more particularly one in the nature of Writ of MANDAMUS,declaring the action of the respondents in earmarking the works more than one crore only to the contractors registered under Special Class without following the G.O.Ms.No.178,
dt.27-9-97 and in not allowing the class-I Contractors to submit tenders for the works more that one crore and up to 5 crores as illegal, arbitrary, unconstitutional, without power or jurisdiction and against the direction of the Government issued in G.O.Ms.No.178.

Counsel for the Petitioner: MR.T.RAJENDRA PRASAD

Counsel for the Respondents: GP FOR PANCHAYAT RAJ & RURAL DEV.

The Court made the following :

ORDER:

The petitioner filed this writ petition seeking to declare the action of the respondents in earmarking the works more than one crore only to the contractors registered under Special Class without following the G.O.Ms. No.178, dated 27-09-1997 and in not allowing the Class-I contractors to submit tenders for the works more than one crore and up to five crores, as illegal, arbitrary and against the direction of the Government issued in G.O.Ms. No.178.

This Court while admitting the writ petition by order dated 22-04-1998, passed interim order in W.P.M.P. No.13428 of 1998 directing the respondents to consider the tenders submitted by the petitioners in respect of the work costing up to Rs.5 crores in terms of G.O.Ms. No.178, dated 27-09-1997, pending further orders.

The learned counsel for the petitioner submits that in view of the interim order, no further orders are necessary and the cause in the writ petition has become infructuous.

Recording the above submission, the writ petition is dismissed as having become infructuous. No costs.

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N.V. RAMANA, J

Date: 11-03-2005

Svv

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..... REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1 Chief Engineer(PR)Panchayat Raj,Engineering Department, Swamy Ramanda Theerdha Gramina Nirman Bhavan, Erramanzil, Hyderabad.
2 Chief Engineer(W.B)Road, Panchayat Raj Department, Hyderabad.
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7 Superintending Engineer, Irrigation, Guntur.
8 Superintending Engineer, R.W.S.(P.R.), Ongole.

9 Two CCs. to the Government Pleader for Panchayat Raj & Rural Development, High Court Buildings, A.P., Hyderabad (OUT).

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